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16N 1615

Docket No. 4296-183 US

The undersigned certifies that this communication is being deposited with the United States Postal Service as prepaid first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 4, 2006.

Diane Dunn McKay, Esq.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Juuro AOYAGI

Serial No. 10/553,880

Filed: October 21, 2005

Title: AGENT FOR PREVENTING AND

**HEALING CONSTIPATION** 

Customer No.

26817

Group Art Unit: 1615

Examiner: Not Yet Assigned

Confirmation No. 7856

Commissioner for Patents P. ⊕. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Pursant to 37 C.F.R. §§ 1.97 and 1.98, Applicant hereby brings to the attention of the United States Patent and Trademark Office the following documents of which Applicant has been made aware. The documents are listed on the attached PTO Form 1449.

Pursuant to the OG Notice of August 5, 2003 for U.S. national applications filed after June 30, 2003, the requirement for submitting a copy of each cited U.S. patent and each cited U.S. patent application publication as this requirement is waived, copies of the U.S. patents and U.S. patent application publications are not submitted. Copies of foreign patent documents and non-patent literature, if cited, are enclosed.

Serial No. 10/553,880 Docket No. 4296-183 US

Applicant submits that this Information Disclosure Statement is submitted prior to a first action on the merits.

It is requested that the references be considered by the Examiner and be made of record as part of the available prior art under 37 C.F.R. § 1.104.

Respectfully submitted,

Dated: October 4, 2006

Diane Dunn McKay, Esq.

Reg. No. 34,586

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PEW	TATO	RMATION DISCLOSUF	RE CITATION		Applicant(s) Juuro AOYAGI		-		
(Use several sneets if necessary)					Filing Date		Group Art Unit		
U.S. PATENT				October 21, 2005		1615			
06,	15		U.S	S. PATENT	DOCUMENTS				
INITIAL	REF	DOCUMENT NUMBER	DATE		NAME	CLASS	SUBCLASS	FILING DATE  IF APPROPRIATE	
		US 5,283,076	02/01/1994	KAZU	/UKI et al.	426	575 12/27/1991		991
	-	US 6,299,867 B1	10/09/2001	Juuro A	OYAGI	424	76.1	01/22/1999	
•			U.S. PATEN	T APPLICA	ATION PUBLICATIONS				
*EXAMINER INITIAL	REF DOCUMENT NUMBER		DATE		NAME		SUBCLASS	FILING DATE  IF APPROPRIATE	
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		1	FORE	IGN PATE	NT DOCUMENTS		<u> </u>	<u> </u>	
	REF DOCUMENT NUMBER  JP5255097		DATE	JP		CLASS	SUBCLASS	Translation	
			10/05/1993			A61K35	74	YES	NO
		JP9075723	03/25/1997	JP JP		B01J20	20	1	
		JP2000191524	07/11/2000			A61K31	195	1	
			OTHER I	DOCUMEN	TS (Including Autho	r, Title, Date, Pe	rtinent Pages, E	tc.)	
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EXAMINER /Layla Bland/					DATE CONSIDERED	02/23/2008			
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Docket Number (Optional)

Application Number